

**UNITED STATES DEPARTMENT OF STATE**

**JUSTIFICATION AND APPROVAL FOR OTHER THAN FULL AND OPEN  
COMPETITION**

**1. Identification of the Agency and the Contracting Activity.**

The Regional Procurement Support Office (RPSO) in Frankfurt, Germany, is requested to conduct this acquisition of one left-hand drive armored Practika-manufactured “Cossack” truck. The estimated cost for this acquisition is \$189,000.

**2. Nature and/or description of the action being approved.**

This action is to approve the purchase of one (1) armored “Cossack” truck of the specific brand/type designed and manufactured by Practika PJSC. The subject vehicle will be provided to the State Border Guard Service of Ukraine under a U.S. Government funded security assistance program described in the White House Security Assistance Fact Sheet dated 4 June 2014 and the Office of the Vice President’s Crisis Assistance Fact Sheet dated 22 Apr 2014.

**3. A description of the supplies or services required to meet the agency’s needs.**

This one unit of the left-hand drive armored Practika “Cossack” rapid-reaction truck.

The subject vehicle will be delivered to State Border Guard Service of Ukraine’s logistic depot

NOTE: The manufacturer, Practika PJSC, in Ukraine is responsible for the warranty.

**4. An identification of the statutory authority permitting other than full and open competition.**

41 USC 253(c)(2), FAR 6.302-2, Unusual and compelling urgency.

This rapid-reaction vehicle will be immediately deployed to the field to protect State Border Guard Service personnel from death or injury

**5. A demonstration that the proposed contractor’s unique qualifications or the nature of the acquisition requires use of the authority cited.**

The “Cossack” rapid-reaction truck has been approved by the Ministry of Interior of Ukraine. The vendor can provide the Ministry of Interior certification proving the vehicles were properly armored.

Due to the urgent and compelling need to establish security and stability, the White House/National Security Council staff approved the provision of armored vehicles to protect State Border Guard Service personnel working from death or injury.

The vendor, which specializes in the manufacturer of armored specialty trucks, is capable of immediately delivering this unit which meets the technical specifications and delivery requirements in the statement of work.

6. **A description of efforts made to ensure that offers are solicited from as many potential sources as is practicable.**

N/A. This is a sole source action due to urgent and compelling requirements resulting from recent anti-terrorism events.

7. **A determination by the Contracting Officer that the anticipated cost to the Government will be fair and reasonable.**

The Contracting Officer has determined that the anticipated cost to the Government will be fair and reasonable.

8. **A description of the market survey conducted and the results or a statement of the reasons a market survey was not conducted.**

The host law enforcement agencies require powerful and durable left-hand drive armored vehicles that can serve as command vehicles\.

9. **Any other facts supporting the use of other than full and open competition.**

A blanket source/origin waiver is in effect for left-hand drive, Euro standard vehicles approved by the White House/NSC staff for non-lethal security assistance to Ukraine.

The identified manufacturer specializes in armoring of specialty vehicles and specifically designed and manufactured the "Cossack."

10. **A listing of sources, if any, that expressed, in writing, an interest in the acquisition.**

11. **A statement of the actions, if any, the agency may take to remove or overcome any barriers to competition before any subsequent acquisition for the supplies or services required. Include a statement that this J & A for other than full and open competition will be published on FedBizOpps in accordance with FAR Section 6.305 within 14 days of award (or within 30 days if the J & A is for unusual and compelling urgency.)**

None in this case. The market research revealed that there is only one manufacturer of the "Cossack" Ukrainian Class 4 level rapid-reaction armored truck available for immediately delivery in support of the State Border Guard.